

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Peter ELLENBERGER Docket No.: MBZ-0513 Conf. No.: 8357  
Serial No: 10/546,551 Examiner: Atnaf S. ADMASU  
371 Filed: July 19, 2006 Group Art Unit: 1796  
Title: METHOD AND COMPOSITION FOR INJECTION AT A TUNNEL BORING  
MACHINE

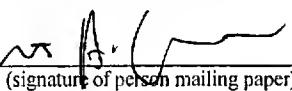
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I hereby certify that this correspondence is being transmitted to the United States Patent and Trademark Office via the Office Electronic Filing System in accordance with 37 C.F.R. § 1.6(a)(4).

Vincent A. Cortese

(type or print name of person signing paper)



(signature of person mailing paper)

January 29, 2010

(date)

**STATEMENT OF SUBSTANCE OF INTERVIEW**

Dear Commissioner:

Examiners Atnaf S. Admasu and Timothy J. Kugel, and Applicant's representative, Mr. Vincent A. Cortese, Esq., participated in a telephonic interview on January 20, 2010 to discuss proposed claims submitted to the Office by facsimile on January 15, 2010.

The Examiners indicated that the proposed claims would likely be allowable, pending an update of the search performed by the Office for the latest Office Action in the present application. The Examiners further indicated that a Response After Final would suffice for submitting the claim amendments and that such claim amendments would be entered if submitted in a Response After Final. Primary Examiner Kugel also indicated that the proposed claim amendments would overcome the prior art applied in the Final Office Action mailed November 13, 2009, as well as the rejections of the claims set forth therein.

In the event an additional fee is applicable to the filing of this document and the required fee is not transmitted, or the fee submitted is insufficient, the Director is hereby authorized to charge any fees which might be required to effect the filing of this (these) document(s) to Account No. 50-3275.

Should there be any questions regarding this paper, Applicant's undersigned attorneys would welcome a telephone call.

Respectfully submitted,

*Joseph G. Curatolo*  
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*January 29, 2010*  
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Date

Customer No. 23575